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CHAMBERS OF
ANDREW J. PECK

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FERNANDO LOPEZ, ADOLFO LOPEZ,
VENANCIO GALINDO and GIL SANTIAGO,

Plaintiffs,

- against -

FLOR DE MAYO, INC., PHILLIP CHU,
DENNIS CHU and JOSE CHU,

Defendants.

No. 07 Civ. 6526 (AJP)

**NOTICE OF MOTION TO
AMEND COMPLAINT**

PLEASE TAKE NOTICE that upon the annexed declaration of Matteo J. Rosselli, dated February 1, 2008, and upon all other papers and proceedings heretofore had herein, Plaintiffs will move this Court, before the Honorable Andrew J. Peck, United States Magistrate Judge, for an order pursuant to Rules 15 and 21 of the Federal Rules of Civil Procedure granting Plaintiffs leave to file an amended complaint, and for such further relief as may be just and proper. The grounds for this motion are set forth in Plaintiffs' Memorandum of Law in Support of Their Motion to Amend the Complaint, dated February 1, 2008.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's individual practices, papers in opposition to this motion must be served on or before February 15, 2008, and reply papers in support of this motion must be served on or before February 22, 2008.

MEMO ENDORSED 2/8/08
*Based on the declaration of Lopez's
affirmation, the motion is GRANTED
and denied filed 1-2-2008 as per
order of Judge.*

SO ORDERED:
[Signature]
Hon. Andrew Jay Peck
United States Magistrate Judge

BY FAX

Dated: New York, New York
February 1, 2008

DAVIS POLK & WARDWELL

By: /s/ Matteo J. Rosselli

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FAX TRANSMITTAL SHEET



**ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT**

Southern District of New York
United States Courthouse
500 Pearl Street, Room 1370
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933
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Dated: February 8, 2008

Total Number of Pages: 3

TO	FAX NUMBER
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David A. Colodny, Esq.	212-533-4598
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TRANSCRIPTION:

MEMO ENDORSED 2/8/08

Based on the discussion at today's conference, the motion to amend is GRANTED, and deemed filed (and served on existing defendants) as of today.